

RESPONSE ACCOMPANYING RCE
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the first and the second members 106, 108 rotate to an "open" position that is typically substantially perpendicular to the center shaft 104 as shown in Fig. 1. In the open position, the members 106, 108 impinge against the interior side of the roof 102 and prevent the anchor 100 from being pulled back out from the roof 102.

IN THE CLAIMS**A) Please replace the indicated claims as follows:**

1. (Twice Amended) An anchor for providing an attachment point on a building structure, comprising:

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a center shaft having a tensile strength of at least about 5000 pounds, the shaft having an attachment end for coupling a fall restraint thereto and a piercing end adapted to pierce through the building structure;

a collar axially repositionable in both directions along an axis of the shaft;

a first member pivotally coupled to the center shaft; and

a second member pivotally coupled to the center shaft, wherein the first member and the second member are rotatable between a first position proximate the shaft and a second position away from the shaft, and are fixed in angular orientation about a centerline of the center shaft.

5. (Amended) The anchor of claim 1, wherein the attachment end comprises a ring defining a hole that provides an attachment point for the fall restraint.

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6. (Amended) The anchor of claim 5, wherein the ring further comprises: a boss coupled to an exterior portion of the ring and removably threaded over the shaft portion.

7. (Amended) The anchor of claim 1, wherein the collar further comprises:

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a body; and
a flange extending outward from the body.

8. (Amended) The anchor of claim 7, wherein the collar further comprises a means for fixing the collar along the shaft, the means coupled to the collar and having an end adapted to urge against the shaft.

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12. (Twice Amended) An anchor for providing an attachment point on a building structure, comprising:

a center shaft having a tensile strength of at least about 5000 pounds, the shaft having an attachment end for coupling a fall restraint thereto and a piercing end terminating in a point or knife edge, the piercing end adapted to pierce through the building structure;

a first member pivotally coupled to the center shaft;
a second member pivotally coupled to the center shaft;
a collar slidably disposed on the center shaft; and
a locking mechanism coupled to the collar and having a first end movable relative to the collar and biasable against the shaft to fix the position of the collar relative to the shaft.

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13. (Amended) The anchor of claim 12, wherein the collar further comprises:

a body having a hole formed therethrough and having the locking mechanism disposed therein

14. (Amended) The anchor of claim 13, wherein the locking mechanism further comprises a threaded member, a clamp or a pin.

15. (Amended) The anchor of claim 12, wherein the piercing end terminates in a point or knife edge.

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16. (Amended) The anchor of claim 12, wherein the first member and second member each include an end that meet to form a point that extends beyond the piercing end of the shaft when the first member and the second member are in the first position.

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18. (Amended) The anchor of claim 12, wherein the attachment end comprises a ring defining a hole spaced from the shaft for coupling the fall restraint.

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19. (Twice Amended) An anchor for providing an attachment point on a building structure, comprising:

a center shaft ¹¹² of tensile strength of at least about 5000 pounds, the shaft having a first end for piercing through the building structure and a second end;

a ring disposed on the first end and defining a hole spaced from the shaft for coupling a fall restraint thereto;

a first member pivotally coupled to the center shaft;

a second member pivotally coupled to the center shaft, the first member and the second member are rotatable between a first position proximate the shaft and a second position away from the shaft;

a collar slidably disposed on the center shaft, the collar and the first and second members ¹¹² sandwiching the building therebetween when the first and second members are in the second position and the collar is slid away from the ring; and

a locking mechanism coupled to the collar and having a first end, the first end movable relative to the collar and biasable against the shaft for fixing the collar in an axial position relative to the shaft.

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21. (Amended) The anchor of claim 1, wherein the attachment end is coupled to the fall restraint.

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B) Please add the following new claims:

22. (New) The anchor of claim 1 further comprising:
a shaft member disposed through the center shaft, the first member
and the second member.

23. (New) The anchor of claim 12, wherein the attachment end is coupled
to the fall restraint.

24. (New) An anchor for providing an attachment point on a building
structure, comprising:
a center shaft a tensile strength of at least about 5000 pounds, the
shaft having a first end having a point or knife edge adapted for piercing
through the building structure and a second end;
a ring disposed on the first end and defining a hole spaced from the
shaft for coupling a fall restraint thereto;
a first member pivotally coupled to the center shaft;
a second member nesting with the first member and coupled to the
center shaft at a common axis of rotation with the first member, the first
member and the second member are rotatable between a first position
proximate the shaft and a second position away from the shaft;
a pivot member disposed through the shaft and coupling the first and
second members;
a collar slidably repositionable along the center shaft, the collar having
a body and a flange extending radially outward from an end of the body facing
the first end of the shaft; and
a locking mechanism coupled to the body of the collar and having a
first end movable relative to the collar and biasable against the shaft for fixing
the collar in an axial position relative to the shaft.—